

JOHN F. COOK
MAYOR

JOYCE WILSON
CITY MANAGER



CITY COUNCIL
ANN MORGAN LILLY, DISTRICT 1
SUSIE BYRD, DISTRICT 2
EMMA ACOSTA, DISTRICT 3
CARL L. ROBINSON, DISTRICT 4
MICHEL R. NOE, DISTRICT 5
EDDIE HOLGUIN JR., DISTRICT 6
STEVE ORTEGA, DISTRICT 7
CORTNEY CARLISLE NILAND, DISTRICT 8

AGENDA FOR REGULAR COUNCIL MEETING

February 14, 2012
COUNCIL CHAMBERS
8:30 a.m.

AND

LEGISLATIVE REVIEW MEETING OF THE WHOLE
10th FLOOR CONFERENCE ROOM
February 13, 2012
9:00 a.m.

PLEASE NOTE THAT THE CITY COUNCIL MEETING STARTS AT 8:30 A.M. AND PERSONS WISHING TO SIGN UP TO SPEAK ON THE AGENDA MUST SIGN UP PRIOR TO 8:30 A.M.

NOTICE: At any time during the Council meeting, the City Council may meet in executive session pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss items as permitted by law.

PLEASE NOTE: If items are scheduled for the Executive Session, the Council will move to Executive Session at 12:00 p.m. (noon) for the consideration of those items, or will hear the items at the end of the agenda or as determined by the Presiding Officer, whichever occurs first.

ROLL CALL

INVOCATION by Police Chaplain Lisle Davis

PLEDGE OF ALLEGIANCE

MAYOR'S PROCLAMATIONS

1. Command Sgt. Major David S. Davenport, Sr. Day
2. Community Scholars Recognition Day
3. El Paso Children's Hospital Week
4. National Responsible Pet Owner Month
5. Del Sol Medical Center Day

CALL TO THE PUBLIC – PUBLIC COMMENT

This time is reserved for members of the public who would like to address the City Council on items that are not on the City Council Agenda.

A sign-up form is available on line at https://www.elpasotexas.gov/muni_clerk/contact_public.asp for those who wish to sign up in advance of the meeting date and a sign-up form is available outside the City Council Chambers at the City Clerk table for those who wish to sign up on the day of the meeting.

NOTICE:

Requests to speak must be received by **8:30 a.m.** on the date of the meeting.

30 Minutes total is allotted for speakers.

Three to five minutes may be allowed for each speaker.

NOTICE TO THE PUBLIC

All matters listed under the CONSENT AGENDA, including those on the Addition to the Agenda, will be considered by City Council to be routine and will be enacted by one motion unless separate discussion is requested by Council Members. Prior to the vote, members of the audience may ask questions regarding items on the consent agenda. When the vote has been taken, if an item has not been called out for separate discussion, the item has been approved. Council may, however, reconsider any item at any time during the meeting. The wording of all agenda items shall appear in the minutes of this meeting of the City Council as posted, unless otherwise revised by this or other motion of Council, without the necessity of the City Clerk reading the wording of each item into the record.

CONSENT AGENDA

1. APPROVAL OF MINUTES:

Approval of Minutes for the Regular City Council Meeting of February 7, 2012, and the Minutes for the Special City Council Meeting of December 19, 2011, and the Minutes for the Special City Council Meeting of February 6, 2012.

[Municipal Clerk, Richarda Duffy Momsen, (915) 541-4127]

2. REQUEST TO EXCUSE ABSENT CITY COUNCIL MEMBERS:

3. RESOLUTIONS:

3A. That the City Manager be authorized to sign a Lessor's Approval of Assignment of the Industrial Site Lease by and among the City of El Paso ("Lessor"), Bit-Tel Investments, LLC ("Assignor") and Durham Properties, LLC. ("Assignee") for the following described property: Lot 1, Block 14, El Paso International Airport Tracts, Unit 11, El Paso County, Texas and municipally known and numbered as 1701 Hawkins Boulevard, El Paso, Texas. **(District 3)**

[Airport, Monica Lombraña, (915) 780-4724]

3B. A Resolution that Josir Corporation be authorized to provide for the sale and service of alcoholic beverages at the St. Patrick's Day Celebration in the closed portion of N. Luna Street between Gateway Boulevard East and Durazno Avenue from 10:00 a.m. Saturday, March 17, 2012 to 2:00 a.m. Sunday, March 18, 2012. NESV12-00005. **(District 8)**

[Department of Transportation, Mirian Spencer, (915) 541-4482]

3C. A Resolution that Wally Sebastian, LLC, doing business as Geogeske/Dane's Steakhouse, and Kenneth Velazquez be authorized to provide for the sale and

service of alcoholic beverages at the Bourbon Street on Cincinnati Street 2012 Block Party in the closed portions of Baltimore Avenue and Cincinnati Avenue between Stanton Street and Mesa Street, from 12:00 p.m. Tuesday, February 21, 2012, to 2:00 a.m. Wednesday, February 22, 2012 (NESV12-00007) **(District 1)**
[Department of Transportation, Mirian Spencer, (915) 541-4482]

- 3D.** That the City Manager be authorized to sign a Local Project Advance Funding Agreement (LPAFA) between the City of El Paso and the State of Texas, acting by and through the Texas Department of Transportation. The scope of work for this Agreement is described as the construction of bicycle paths with signage and striping on various streets within the City of El Paso. Locations include along Knights Dr. from Midway to Yarbrough; Yarbrough from Loop 375 to Montwood and from Pebble Hills to Montana; Delta from Boone to North Loop; Boone from Delta to Paisano; Hunter from Viscount to North Loop; Trowbridge from North Loop to I-10; Trawood from Yarbrough to Montwood; Montwood from Trawood to Sunfire; and Viscount from I-10 to Bellrose. **(Districts 3,5,7, and 8)**
[Department of Transportation, Daryl Cole, (915) 621-6480]
- 3E.** Approve a Resolution to support the construction of a new connection between U.S. Highway 85 (Paisano Drive) and Schuster Ave and to support the addition of this facility to the State Highway System. **(Districts 1 and 8)**
[Department of Transportation, Daryl Cole, (915) 621-6480]
- 3F.** That the City Manager be authorized to sign a Contract of Sale between the City Of El Paso and Miles El Paso Investments LTD, a Texas limited partnership, for the purchase of the property commonly known as 390 Colfax Street/5230 Gateway East Boulevard, El Paso, Texas more particularly described as a portion of Lot 1, Block 1, of Miles Midtown Subdivision, an addition to the City of El Paso, El Paso County, Texas, according to the Plat thereof, recorded in Volume 77, Page 24, Plat Records of El Paso County, Texas. **(District 3)**
[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]
- 3G.** That the City Manager be authorized to sign a Utility Easement for the relocation of an existing support anchor at El Valle Park, said easement more particularly described as a portion of Block 4, Chula Vista, City of El Paso, El Paso County, Texas. **(District 3)**
[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]
- 3H.** That the City Manager be authorized to sign an Underground Electrical and Transformer Pad Easement for the provision of electrical power to Water Well No. 94 located on Airport property, said easement more particularly described as a portion of Lot 2, Block 3, Butterfield Trail Aviation Park, Unit 3, City of El Paso, El Paso County, Texas. **(District 2)**
[Engineering and Construction Management, R. Alan Shubert (915) 541-4423]
- 3I.** That the City Manager be authorized to sign an Underground Electrical and Transformer Pad Easement for the provision of electrical power to Water Well No. 95 located on Airport property, said easement more particularly described as a portion of Section 22, Block 80, Township 2, Texas and Pacific Railway Company Surveys, City of El Paso, El Paso County, Texas. **(District 2)**
[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

- 3J.** That the Solid Waste liens on the attachment posted with this agenda be approved (See Attachment A) **(Districts 3, 5, 6 and 8)**
[Environmental Services and Code Enforcement, Ellen A. Smyth, (915) 621-6719]
- 3K.** A Resolution to approve the 2012 City's Debt Management Policy. **(All Districts)** [Financial Services, Carmen Arrieta-Candelaria, (915) 541-4011]
- 3L.** That the procurement of goods and services to repair and replace the multiple gas line leaks and ruptures (affecting approximately 2,500 linear feet of gas line) found at the El Paso Zoo is exempt under State law because the expenditure preserves and protects the public safety of the City's inhabitants and resulted from the unforeseen damage to public property and equipment; and that the Purchasing Manager, Financial Services Department, be authorized to issue a Purchase Order to UT Plumbing, Inc. in the amount of \$78,781.96 for such emergency repairs, replacement and labor. **(All Districts)**
[General Services, Stuart Ed, (915) 621-6822]
[Financial Services, Bruce D. Collins, (915) 541-4313]
- 3M.** A Resolution that the City Manager be authorized to sign a License Agreement by and between the City of El Paso and the El Paso Public Library Foundation. **(All Districts)** [Libraries, Dionne L. Mack, (915) 543-5412]
- 3N.** Approve a Resolution authorizing the City Manager to approve to electronically submit complete grant application packet to the Criminal Justice Division (Office of the Governor of the State of Texas) for the SHOCAP FY13 grant program in the total amount of \$29,885; which includes a Federal request of \$15,422 and a local cash match of \$14,463. **(All Districts)**
[Police, Assistant Chief Robert Feidner, (915) 564-7166]

4. APPLICATIONS FOR TAX REFUNDS:

That the tax refunds listed on the attachment posted with this agenda be approved.
(See Attachment B) **(All Districts)** [Tax Office, Juan Sandoval, (915) 541-4369]

5. REQUESTS TO ISSUE PURCHASE ORDERS, ETC.:

- 5A.** The award of Solicitation No. 2012-134 for the El Paso Zoo – New African Thatch Hut Project to Pride General Contractors LLC for a total estimated amount of \$91,500.

| | |
|-----------------------------|---|
| Department: | Engineering and Construction Management |
| Award to: | Pride General Contractors LLC |
| Base Bid I: | \$79,000 |
| Option I: | \$12,500 |
| Total Estimated Completion: | \$91,500 |
| Funding Source: | Zoo Operations |
| District: | 3 |

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law.

This is a low bid, lump sum contract. The Engineering and Construction Management Department recommends award as indicated to the lowest responsible bidder.

[Engineering and Construction Management Department, R. Alan Shubert, (915)541-4423]

- 5B.** Request that the Purchasing Manager for Financial Services, Purchasing Division, be authorized to issue a Purchase Order to Advanced Security Contractors, Inc., a contractor under the Region 19 Cooperative Purchasing Program Contract No. 09-6356 for CCTV Security System for Various Satellite Locations–Environmental Services. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Region 19 Cooperative Purchasing Program was approved by Mayor and City Council on March 4, 2008.

| | |
|------------------------|--|
| Department: | Environmental Services & Code Enforcement |
| Award to: | Advanced Security Contractors, Inc. El Paso, TX |
| Estimated Award: | \$113,043.20 |
| Total Estimated Award: | \$113,043.20 |
| Account No.: | 34010289 – 508010 – 40499 – PSWM0017 |
| Funding Source: | Data Processing Equipment – Environmental Services |
| Reference No.: | 2012-160 |
| Districts: | All |

This is a Cooperative, unit price contract.

[Environmental Services and Code Enforcement, Ellen Smyth, (915) 621-6719]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 5C.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to exercise the City's option to extend current Contract No. 2009-033 (Security Guard Service – Department of Public Health) to Mike Garcia Merchant Security, LLC for 2 additional years pursuant to the provisions of an award approved by the City Council on January 27, 2009. The extended contract period will be from February 16, 2012 to February 15, 2014.

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|-------------------------|---|
| Department: | Public Health |
| Award to: | Mike Garcia Merchant Security, LLC El Paso, TX |
| Option: | One [of One] |
| Annual Estimated Award: | \$ 61,338.32 |
| Total Estimated Award: | \$122,676.64 (2 year) |
| Account No.: | 41010162 – 502212 – 01101 |
| Funding Source: | Security Contracts – Government Operations |
| Districts: | All |

This is a Best Value, service contract.

[Public Health, Michael Hill, (915) 771-5707]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 5D.** Request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to exercise the City's option to extend current Contract 2009-091 (Baseball Turf Infield Conditioner) with Jobe Materials, LP for two additional years pursuant to the provisions of an award approved by the City Council on March 3, 2009. The extended contract period will be from March 3, 2012 to March 2, 2014.

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|--------------------------|--|
| Department: | Parks and Recreation |
| Award to: | Jobe Materials, LP |
| | El Paso, TX |
| Option: | One [of One] |
| Annual Estimated Amount: | \$37,500 |
| Total Estimated Amount: | \$75,000 (2 years) |
| Account No.: | 51010367 – 503113 – 01101 |
| Funding Source: | Land Maintenance Supplies – General Fund |
| Districts: | All |

[Parks and Recreation, Paula Powell, (915) 351-1098]
[Financial Services, Bruce D. Collins, (915) 541-4313]

6. REQUEST FOR PROPOSAL:

- A.** That the City Council authorizes the City Manager to accept the donation of \$100,000 from the El Paso Zoological Society for the purpose and support of the consultant fees and costs related to development of a new Zoo Master Plan. City Council also authorizes the City Manager to sign any necessary documentation required for this donation. **(All Districts)** [Zoo, Steve Marshall, (915) 521-1850]
- B.** The award of Solicitation No. 2012-120R (Zoo Master Plan) to WDM Architects, PA for an initial term estimated award of \$197,750.

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|------------------------|--|
| Department: | Zoo |
| Award to: | WDM Architects, PA |
| | Wichita, KS |
| Items: | Level I |
| | Level II, Items 1, 3 and 4 |
| | Reimbursable Costs |
| Initial Term: | 150 days |
| Option: | 1 year |
| Total Estimated Award: | \$197,750 (150 days) |
| Account No.: | 99010273 – 502215 – 01101 – P50012MP |
| | 52010245-502215-27709-P50012MP |
| Funding Source: | Outside Contracts – General Fund- and Zoo General Operations – Capital Projects Private Contributions, Zoo Master Plan |
| Districts: | All |

This is a Request for Qualification, service contract.

The Financial Services - Purchasing Division and El Paso Zoo Department recommend award as indicated to WDM Architects, PA, the highest ranked qualifier based on evaluation factors established for this procurement.

Zoo, Steve Marshall, (915) 521-1850]

[Financial Services, Bruce D. Collins, (915) 541-4313]

7. BIDS:

- 7A.** The award of Solicitation No. 2012-128 (Arconas-Curio Lounge Series Furniture) to El Paso Automated Office & Industrial Systems, Inc. for a total award of \$125,583.

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|-------------------|---|
| Department: | Aviation |
| Award to: | El Paso Automated Office & Industrial Systems, Inc. El Paso, TX |
| Items: | All |
| Option: | One additional year at the same unit price if the option is exercised prior to the expiration of the original term of the Contract. |
| Total Award: | \$125,583 |
| Account No.: | 62620028 – 508027 – 41077 – PAP0037 |
| Funding Source: | Terminal Modification and Additional Public/Concessions Project – Airport Enterprise Fund |
| Districts: | All |

This is a low bid, unit price purchase.

The Financial Services - Purchasing Division and Department of Aviation recommend award as indicated to El Paso Automated Office & Industrial Systems, Inc., the lowest responsive, responsible bidder.

[Aviation, Monica Lombraña, (915) 780-4724]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 7B.** The award of Solicitation No. 2012-083 (Thermoplastic Material) to Crown Technology, LLC for an initial term estimated award of \$280,000.

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|------------------------------|--|
| Department: | Department of Transportation |
| Award to: | Crown Technology, LLC Woodbury, GA |
| Items: | All |
| Initial Term: | 2 years |
| Option: | None |
| Annual Estimated Award: | \$140,000 |
| Initial Term Estimate Award: | \$280,000 (2 years) |
| Total Estimated Award: | \$280,000 (2 years) |
| Account No.: | 32010287-503203-01101 |
| Funding Source: | Public Accesses Maintenance & Repairs – Government Operations |
| Districts: | All |

This is a low bid, unit price contract.

The Financial Services - Purchasing Division and Department of Transportation recommend award as indicated to Crown Technology, LLC, the lowest responsive, responsible bidder.

[Department of Transportation, Daryl W. Cole, (915) 621-6480]

[Financial Services, Bruce D. Collins, (915) 541-4313]

- 7C.** The award of Solicitation No. 2012-066 for the Three Hills Trail Loop to Reineke Construction, LLC for a total estimated amount of \$48,052.

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|-----------------------------|---|
| Department: | Engineering and Construction Management |
| Award to: | Reineke Construction, LLC |
| Base Bid: | \$48,052 |
| Total Estimated Completion: | \$48,052 |
| Funding Source: | Texas Parks and Wildlife Grant, Parkland Dedication |
| District: | 1 |

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering and Construction Management Department recommends award as indicated to the lowest responsible bidder.

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

REGULAR AGENDA - INTRODUCTIONS

8. INTRODUCTION OF ORDINANCES PURSUANT TO SECTION 3.9 OF THE EL PASO CITY CHARTER:

**Public comment typically is not taken during the introduction of ordinances.
Public comments are invited at the date of the scheduled public hearing.**

- 8A.** An Ordinance authorizing the City Manager to sign a lease agreement between the City of El Paso and Young Women's Christian Association (YWCA) El Paso Del Norte Region, for the lease of the property at 9135 Stahala Drive, El Paso, Texas, for a term of 15 years, which can be renewed for three additional five year terms.

(District 4)

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

- 8B.** An Ordinance amending Ordinance No. 016749 which established a policy regarding sales and use tax rebates within the area covered by the Downtown

2015 Plan to amend the sunset provision, reduce the expenditure amount, and add a new qualification criterion. **(All Districts)**

[Planning and Economic Development, Mathew McElroy, (915) 541-4193]

- 8C.** An Ordinance vacating a 0.115 acre portion of Resler Drive Right-Of-Way, City of El Paso, El Paso County Texas. SURW11-00005 **(District 1)** Applicant: Cimarron Hunt Communities, LLC

[Planning and Economic Development, Raul Garcia, (915) 541-4935]

- 8D.** An Ordinance amending Title 15 (Public Services), Chapter 15.08 (Street Rentals) Section 15.08.120(Special Privilege Licenses and Permits) to delete an exception from the permitting requirement for signs located in the public right-of-way. **(All Districts)**

[Department of Transportation, Michelle Padilla, (915) 541-4050]

- 8E.** An Ordinance amending Title 15 (Public Services), Chapter 15.08 (Street Rentals) Section 15.08.120 (Special Privilege Licenses and Permits) to amend the special privilege permitting requirement for temporary signs located in the public right-of-way; the penalty being as provided in Section 15.08.125 and Chapter 1.08 of the El Paso City Code. **(All Districts)**

[Department of Transportation, Michelle Padilla, (915) 541-4050]

- 8F.** An Ordinance amending Title 12 (Vehicles and Traffic) to amend Chapter 12.88.180 (No Stopping or Standing – Tow Away Zone) to remove Paragraph 111 (Oregon Street between Yandell Drive and Glory Road), and to amend Chapter 12.88.030 (Parking Prohibited At All Times) to add Oregon Street between Yandell Drive and Glory Road, the penalty being as provided in Section 12.84.010 and Chapter 12.85 of the El Paso City Code. **(District 8)**

[Department of Transportation, Keith Bennett, (915) 621-6882]

- 8G.** An Ordinance amending Title 12 (Vehicles and Traffic) Section 12.44.180 (regulations pertaining to certain special situations) to convert and increase the number of parking spaces around and in the proximity of the El Paso County Courthouse for El Paso Police Department vehicle parking only; to delete Hotel, Sun City Area Transit and Oregon Street zone regulations; and to revise the provision regarding renting parking meters to correctly reference the existing scheduled fee; the penalty being as provided in Section 12.84.010 and Chapter 12.85 of the El Paso City Code. **(District 8)**

[Department of Transportation, Jiann-Shing Yang, (915) 599-6203]

PUBLIC HEARING WILL BE HELD ON FEBRUARY 21, 2012, FOR ITEMS 8A – 8G

- 8H.** An Ordinance granting Special Permit No. PZST11-00014, to allow for a planned residential development with reduced setbacks and to repeal Special Permit Ordinance 016326 approved by the City Council on April 11, 2006, On The property described as Lots 1–14, Block 423, Aspen Estates, City Of El Paso, El Paso County, Texas, pursuant to Section 20.04.320 of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: north of Pellicano Drive and west of Gene Torres Drive. Property Owner: Cisco Homes, LLC. PZST11-00014 **(District 6)**

[Planning and Economic Development, Geena Maskey, (915) 541-4192]

- 8I.** An Ordinance granting Special Permit No. PZST11-00016, to allow for a 100% parking reduction on the property described as all of Lot 16, and the East ½ of Lot 15, Block 107, East El Paso Addition, City of El Paso, El Paso County, Texas pursuant to Section 20.10.320 of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 3329 Montana Avenue. Property Owner: Dr. Rafael Armendariz. PZST11-00016
(District 8)

[Planning and Economic Development, Andrew Salloum, (915) 541-4633]

- 8J.** An Ordinance granting Special Permit No. PZST11-00013, to allow for infill development with reduced lot width on the property described as all of Lots 21 and 20 Except the Westerly 3 Feet of 20, Block 73D, Logan Heights Addition First Revised Plat, City of El Paso, El Paso County, Texas, pursuant to Section 20.10.280 of the El Paso City Code. The penalty being as provided for in Chapter 20.24 of the El Paso City Code. Subject Property: 3604 Keltner Avenue. Property Owner: Stone Nest LLC. PZST11-00013 **(District 2)**

[Planning and Economic Development, Andrew Salloum, (915) 541-4633]

PUBLIC HEARING WILL BE HELD ON MARCH 6, 2012, FOR ITEM 8H – 8J

Public Hearings will be held as part of the regular City Council meeting that begins at approximately 8:30 a.m. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances; no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Thursday, 7:00 a.m. to 6:00 p.m.

REGULAR AGENDA – OTHER BIDS, CONTRACTS, PROCUREMENTS

9. GENERAL SERVICES:

Discussion and action on the award of Solicitation No. 2012-039 (Automotive Fuel – Diesel and Unleaded) to C & R Distributing, LLC and Tigua Transportation, Inc. for an initial term estimated award of \$30,797,774.10.

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|-------------------------|-------------------------|
| Department: | General Services |
| Award to: Vendor 1 | C & R Distributing, LLC |
| | El Paso, TX |
| Items: | Group II, Group III |
| Option: | 2 years |
| Annual Estimated Award: | \$ 5,746,613.40 |

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| Award to: Vendor 2 | Tigua Transportation, Inc. |
| | El Paso, TX |
| Items: | Group I |
| Option: | 2 years |
| Annual Estimated Award: | \$ 4,519,311.30 |
| Initial Term: | 3 years |
| Annual Estimated Award: | \$10,265,924.70 |
| Initial Term Estimated Award: | \$30,797,774.10 (3 years) |
| Total Estimated Award: | \$51,329,623.50 (5 years) |
| Account No.: | 37370510 – 503124 – 45202 |
| Funding Source: | Internal Service Fund, Fuel Inventory Purchases, General Services Department |

Districts: All

This is a low bid procurement, hire El Paso first local business preference award.

The Financial Services - Purchasing Division and General services recommend award as indicated to C & R Distributing, LLC and Tigua Transportation, Inc. the bidders offering the lowest bids.

[General Services, Stuart Ed, (915) 621-6822]

[Financial Services, Bruce D. Collins (915) 541-4313]

10. **ENGINEERING AND CONSTRUCTION MANAGEMENT:**

Discussion and action on the award of Solicitation No. 2012-022, TxDOT CSJ 0924-06-303 for the Citywide Intersection Improvements to J.A.R. Concrete, Inc., for a total estimated amount of \$715,438.76

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| Department: | Engineering and Construction Management |
| Award to: | J.A.R. Concrete, Inc. |
| Base Bid I-A: | \$ 77,775.10 |
| Base Bid I-B: | \$150,424.60 |
| Base Bid I-C: | \$139,979.30 |
| Base Bid I-D: | \$ 81,790.32 |
| Base Bid I-E: | \$154,387.22 |
| Base Bid I-F: | \$ 77,740.80 |
| Base Bid I-G: | \$ 33,341.42 |
| Total Estimated Completion: | \$715,438.76 |
| Funding Source: | Texas Department of Transportation |
| Districts: | All |

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

Work under this unit price contract is only an estimated value and will be ordered, performed, invoiced, and paid by measured quantity. The actual cost of this contract may be higher or lower than the total estimated value and will be the sum total of unit prices at the end of the contract term.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a low bid, unit-price contract. The Engineering and Construction Management Department recommends award as indicated to the lowest responsible bidder.

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

11. **INFORMATION TECHNOLOGY:**

Discussion and action on the request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order(s) to Advance Security Contractors Inc. a contractor under Region 19 Cooperative Purchasing Program Contract

No. 09-6356 for the purchase of a Hirsch Access Control System Upgrade, Maintenance, and Installation. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the Region 19 Cooperative Purchasing Program Contract was approved by Mayor and City Council on March 4, 2008.

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|------------------------|--|
| Department: | Information Technology |
| Award to: | Advance Security Contractors Inc. El Paso, TX |
| Total Estimated Award: | \$1,199,928.68 |
| Account No.: | 62620020 –508027 – 41096 — PAP0061 |
| Funding Source: | Airport Enterprise Fund |
| Reference No.: | 2012-167 |
| Districts: | All |

Additionally, that the City Manager is also authorized to make all necessary budget transfers in connection with the award of this contract.

This is a Cooperative, service and unit price contract.

[Information Technology, (915) 541-4746]

[Airport, Monica Lombrana, (915) 780-4793]

[Financial Services, Bruce D. Collins, (915) 541-4313]

REGULAR AGENDA – OTHER BUSINESS

12. CITY ATTORNEY:

Presentation by the City Attorney's Office regarding the regulation of unsafe structures.
(All Districts) [City Attorney's Office, Laura P. Gordon, (915) 541-4550]

13. ENGINEERING AND CONSTRUCTION MANAGEMENT/FINANCIAL SERVICES:

A. Discussion and action to increase the Mass Transit Department (Sun Metro) Capital Plan ("Capital Program") as adopted on November 2, 2010, by **\$14,841,219** and to amend the 2009 Capital Improvement Program projects as adopted on December 2, 2008, by reprogramming **\$10,016,212** of the \$16,000,000 Bus Acquisition Project in order to increase and amend the project known as the Sun Metro Operations Center for a total combined project budget of \$37,000,000; to amend the Mass Transit Capital Program as approved on December 2, 2008 by reprogramming **\$611,509** of the Capital Improvement Project Montana Rapid Transit System in order to increase and amend the project known as the Dyer Rapid Transit System Project; to authorize the use of a combination of Certificates of Obligation, revenue bonds, or other sources for the Capital Program pursuant to the City's Debt Management Policy; and to authorize the City Manager to establish funding sources and execute any and all documents necessary for the execution of these projects. **(All Districts)**
[Financial Services, Carmen Arrieta-Candelaria, (915) 541-4011]

B. Discussion and action that the City Manager be authorized to sign the Agreement for Professional Services by and between the City Of El Paso and ECM International, Inc., a Texas Corporation, for a project known as "Sun Metro Operation and Maintenance Facility" for an amount not to exceed \$602,325.50 and that the City

Engineer be authorized to approve up to \$50,000 in additional services for a total contract amount not to exceed \$652,325.50. **(District 2)**

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

[Sun Metro, Jay Banasiak, (915) 534-5811]

- C.** Discussion and action on the award of Solicitation No. 2012-074 for Sun Metro Operations Maintenance Facility to Urban Associates, Inc. for an estimated total amount of \$27,435,000. Urban Associates, Inc. has provided the highest ranked proposal (90.00).

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| Department: | Engineering and Construction Management |
| Award to: | Urban Associates, Inc. |
| Base Bid: | \$23,875,000 |
| Alternate 1: | \$ 2,490,000 |
| Alternate 2: | \$ 1,070,000 |
| Total Estimated Completion: | \$27,435,000 |
| Funding Source: | Total revised Capital Project of \$37,000,000 to be funded from a combination of general debt service (property taxes) and Sun Metro revenues (self-sustaining). |

District: 2

It is requested that the City Manager of the City of El Paso be authorized to sign any contracts or other documents required to effectuate this award.

As a part of this award, upon the review of the City Attorney, the City Engineer may without further authorization from City Council approve contract changes which are necessary for proper execution of the work and carrying out the intent of the project, which are in accordance with applicable law, do not make changes to the prices and are within the appropriate budget.

This is a lump-sum contract. The Engineering & Construction Management Department recommends award to the offeror who submitted the highest ranked proposal.

[Engineering and Construction Management, R. Alan Shubert, (915) 541-4423]

14. PLANNING AND ECONOMIC DEVELOPMENT:

Discussion and action on a resolution that the City Manager be authorized to execute a Chapter 380 Economic Development Program Agreement between the City of El Paso and Champlain Cable, a Delaware Corporation (the "Applicant"), in relation to the Applicant's investment in its Wire Fabrication Plant in El Paso, Texas **(All Districts)**

[Planning and Economic Development, Mathew McElroy, (915) 541-4193]

15. GENERAL SERVICES:

Discussion and action on the request that the Purchasing Manager for Financial Services, Purchasing Division be authorized to issue a Purchase Order to Car Quest Auto Parts, a contractor under the U.S. Communities Cooperative Purchasing Alliance Contract No. 1101149 (Auto Parts and Accessories), for parts for light duty and heavy duty vehicles/equipment. The City has made the determination that purchasing from this cooperative offers the most cost-effective pricing.

The participation by the City of El Paso in the US Communities Cooperative Purchasing Alliance was approved by Mayor and City Council on February 27, 2007.

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|-------------------------|---|
| Department: | General Services |
| Award to: | Car Quest Auto Parts |
| | Raleigh, NC |
| Items: | All |
| Initial Term: | 1 Year |
| Option: | None |
| Annual Estimated Award: | \$510,000 |
| Total Estimated Award: | \$510,000 |
| Account No.: | 37370510 -503121 – 45202 |
| Funding Source: | General Services Department – Inventory Purchasing- Materials & Supplies/Internal Service Fund |
| Reference No.: | 2012-154 |
| Districts: | All |

This is a Cooperative, unit price contract.

[General Services, Stuart Ed, (915) 621-6822]

[Financial Services, Bruce D. Collins, (915) 541-4313]

16. MAYOR AND COUNCIL:

16A. LEGISLATIVE REVIEW COMMITTEE REPORT

For notation only: Formal report of the Legislative Review Committee of the Whole meeting held on December 15, 2011, as submitted by Emma Acosta, Chair; and,

Presentation and discussion on the Loop 375 Border Highway West Extension Project, alignment options and summary of Agency and Public Scoping Meetings.

[Deputy City Manager, Jane Shang (915) 541-4686; HNTB, Darrin Willer]

16B. LEGISLATIVE REVIEW COMMITTEE REPORT:

Formal report of the Finance, Internal Audit, Engineering/CIP and Management Services Legislative Review Committee meeting held on January 26, 2012, at 1:00 p.m. in Council chambers. The report is being submitted by LRC Chair, Representative Carl Robinson.

16C. LEGISLATIVE REVIEW COMMITTEE REPORT:

1. For notation only: Formal report of the joint Transportation and Economic Development, Planning & Tourism Legislative Review Committee meeting held on January 5, 2012, as submitted by Emma Acosta, Chair; and,

2. Presentation and action on the Master Plan for the I-10 Corridor Aesthetic Improvement Project identified in the 2008 Comprehensive Mobility Plan. Focus area specified for the study: I-10 corridor from Hawkins Boulevard

interchange on the east to the Executive Center Boulevard interchange on the west. [Museums and Cultural Affairs, Sean McGlynn (915) 541-4898]

3. Discussion and action to recommend changing applicable city codes to make it easier to build within the existing form of traditional neighborhoods.

[Representative Susie Byrd, (915) 541-4416]

4. Discussion and action directing the economic development staff to craft new incentives for 'new building' within the downtown area.

[Representative Steve Ortega, (915) 541-4124]

16D. Discussion and report on the TEAM El Paso trip to Washington DC.

[Mayor John F. Cook, (915) 541-4145]

16E. Discussion and action on a Resolution for City Council to create an advisory Downtown Revitalization Committee for the purpose of developing two lists that identify the best revitalized downtown building and the most endangered downtown buildings. **(All Districts)**

[Representative Steve Ortega, (915) 541-4124]

16F. Discussion and action on proposal to move dumpsters from Durango Street behind the Union Depot by Sun Metro.

[Representative Cortney Niland, (915) 541-4268]

16G. Discussion and action regarding the special election for the recall and related matters and services. **(All Districts)**

[City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]

16H. Discussion and action on legal matters related to U.S. Congressional redistricting plans for the State of Texas and redistricting litigation in the U.S. District Court for the Western District of Texas, San Antonio Division. **(All Districts)**

[City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550]

EXECUTIVE SESSION

The City Council of the City of El Paso may retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Chapter 551, Subchapter D, to discuss any of the following: (The items listed below are matters of the sort routinely discussed in Executive Session, but the City Council of the City of El Paso may move to Executive Session any of the items on this agenda, consistent with the terms of the Open Meetings Act and the Rules of City Council.) The City Council will return to open session to take any final action and may also, at any time during the meeting, bring forward any of the following items for public discussion, as appropriate.

| | |
|-----------------|--|
| Section 551.071 | CONSULTATION WITH ATTORNEY |
| Section 551.072 | DELIBERATION REGARDING REAL PROPERTY |
| Section 551.073 | DELIBERATION REGARDING PROSPECTIVE GIFTS |
| Section 551.074 | PERSONNEL MATTERS |
| Section 551.076 | DELIBERATION REGARDING SECURITY DEVICES |
| Section 551.087 | DELIBERATION REGARDING ECONOMIC DEVELOPMENT NEGOTIATIONS |

Discussion and action on the following:

EX1. El Paso Public Service Board (551.071)
[City Attorney's Office, Sylvia Borunda Firth, (915) 541-4550].

NOTICE TO THE PUBLIC:

Sign Language interpreters are provided for regular City Council meetings. Copies of this Agenda will be provided in Braille, large print, or audiotape upon requests made a minimum of 48 hours prior to the meeting.

Hearing Assistance Devices are available upon request.

ALL REGULAR CITY COUNCIL AGENDAS ARE PLACED ON THE INTERNET EVERY THURSDAY AT THE ADDRESS BELOW:

<http://www.elpasotexas.gov/>